

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
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MEETING

IN THE MATTER OF:

Massachusetts Mutual  
Life Insurance Company  
t/a Crowne Plaza  
1001 14th Street, NW  
License No. 25161  
ANC 2F  
Case No. 13-CMP-00343

Show Cause  
Hearing

April 2, 2014

The Alcoholic Beverage Control  
Board met in Alcoholic Beverage Control  
Hearing Room, Reeves Building, 2000 14th  
Street N.W., Washington, D.C., Chairperson  
Ruthanne Miller presiding.

PRESENT:

RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member  
HECTOR RODRIGUEZ, Member  
JAMES SHORT, Member  
MICHAEL SILVERSTEIN, Member

ALSO PRESENT:

WALTER ADAMS, District of Columbia

P-R-O-C-E-E-D-I-N-G-S

(10:31 a.m.)

CHAIR MILLER: Okay. Before we go back to our fact finding hearings, I'm going to call Case Number 13-CMP-00343. That's Crowne Plaza, located at 1001 14th Street, NW, License Number 25161 in ANC 2F. And this is a show cause hearing, but I understand there are preliminary issues.

MR. ADAMS: Yes, that's correct, Madam Chairman. I'm Walter Adams. I represent the District of Columbia.

MR. FONSECA: Michael Fonseca on behalf of the Licensee. With me is Vincent Walten. He's the director of food and beverage. The general manager, Sholeh, S-H-O-L-E-H, Kia, K-I-A, is the authorized representative of the owner and is out of town.

And we have a letter that adds to the Board's record going back to 2012. So she's delegated Mr. Walten here the ability to

1 settle this matter.

2 CHAIR MILLER: Okay. And we have  
3 a letter in the record dated March 31st from  
4 the general manager, Ms. Kia, to that effect.  
5 No, wait a minute, this says, "In my absence,  
6 Mr. Vincent Walten will be representing me."  
7 Is that you?

8 MR. WALTEN: Yes, ma'am.

9 CHAIR MILLER: Okay. I thought  
10 maybe there was another attorney and Mr.  
11 Fonseca was not authorized. Okay. So we do  
12 have a letter with that authorization. Great,  
13 thank you. Okay.

14 MR. ADAMS: Yes, ma'am. There is  
15 a preliminary matter in this for the show  
16 cause hearing.

17 The parties have discussed this  
18 case at some length. There are two charges in  
19 this case. One for the establishment, no ABC  
20 manager on duty, and Charge 2 regarding them  
21 not having appropriate window lettering based  
22 upon the law.

1                   With your Charge 2, it proposes  
2                   that there would be a settlement which the  
3                   establishment would pay a fine in the amount  
4                   of \$4,000 within a period of 30 days.

5                   This case we would, the penalty  
6                   would all run to Charge 1 which is for the no  
7                   ABC manager on duty charge, \$4,000 within 30  
8                   days.

9                   We would propose, well, as part of  
10                  this the District would propose the dismissal  
11                  of Charge 2 for our charge for the failure of  
12                  having window lettering. And that is the  
13                  entirety of the party's offer.

14                  CHAIR MILLER: Okay. Mr. Fonseca,  
15                  is your client agreeable to this offer in  
16                  compromise of a fine of \$4,000 to be paid  
17                  within 30 days for Charge 1 and Charge 2 be  
18                  dismissed?

19                  MR. FONSECA: Yes.

20                  CHAIR MILLER: And does he  
21                  understand that he waives his right to a  
22                  hearing by entering into an offer and

1       compromise.

2                   MR. FONSECA:   Yes.

3                   CHAIR MILLER:   Okay, other  
4       questions?   Okay.   All right.   Then I move  
5       that we approve this offer in compromise of  
6       \$4,000 to be paid within 30 days for Charge 1  
7       and Charge 2 dismissed.   Do I have a second?

8                   MR. BROOKS:   Second.

9                   CHAIR MILLER:   Mr. Brooks seconded  
10      the motion.   Okay, any comments, questions?  
11      All right.   All those in favor say aye?

12                   (Chorus of ayes)

13                   MR. RODRIGUEZ:   All those opposed,  
14      all those abstaining?

15                   (No response)

16                   CHAIR MILLER:   The motion passes,  
17      five, zero, zero.   Okay.

18                   (Whereupon, the hearing in the  
19      above-entitled matter was concluded at 10:35  
20      a.m.)

21

22

<b>A</b> \$4,000 4:4,7,16 5:6 a.m 2:2 5:20 ABC 3:19 4:7 ability 2:22 above-entitled 5:19 absence 3:5 abstaining 5:14 Adams 1:22 2:10 2:11 3:14 adds 2:20 agreeable 4:15 ALBERTI 1:16 Alcoholic 1:2,12,12 amount 4:3 ANC 1:8 2:7 appropriate 3:21 approve 5:5 April 1:11 attorney 3:10 authorization 3:12 authorized 2:17 3:11 aye 5:11 ayes 5:12	1:15 charge 3:20 4:1,6,7 4:11,11,17,17 5:6 5:7 charges 3:18 Chorus 5:12 client 4:15 Columbia 1:1,22 2:12 comments 5:10 Company 1:6 compromise 4:16 5:1,5 concluded 5:19 Control 1:2,12,12 correct 2:10 Crowne 1:7 2:6	3:11 4:14,19 5:2 food 2:15	<b>Member</b> 1:16,16,17 1:17,18 met 1:12 Michael 1:18 2:13 Miller 1:14,15 2:3 3:2,9 4:14,20 5:3 5:9,16 minute 3:5 motion 5:10,16 move 5:4 Mutual 1:6	<b>R</b> record 2:21 3:3 Reeves 1:13 regarding 3:20 represent 2:12 representative 2:18 representing 3:6 response 5:15 right 4:21 5:4,11 RODRIGUEZ 1:17 5:13 Room 1:13 run 4:6 Ruthanne 1:14,15
<b>B</b> back 2:4,21 based 3:21 behalf 2:14 beverage 1:2,12,12 2:16 Board 1:2,12 Board's 2:21 Brooks 1:16 5:8,9 Building 1:13	<b>D</b> D.C 1:13 dated 3:3 days 4:4,8,17 5:6 delegated 2:22 director 2:15 discussed 3:17 dismissal 4:10 dismissed 4:18 5:7 District 1:1,22 2:12 4:10 DONALD 1:16 duty 3:20 4:7	<b>G</b> general 2:16 3:4 go 2:3 going 2:4,21 Great 3:12	<b>N</b> N.W 1:13 NICK 1:16 Number 2:5,7 NW 1:7 2:6	<b>S</b> S-H-O 2:16 says 3:5 second 5:7,8 seconded 5:9 settle 3:1 settlement 4:2 Sholeh 2:16 SHORT 1:17 show 1:7 2:8 3:15 SILVERSTEIN 1:18 Street 1:7,13 2:6
<b>C</b> call 2:5 case 1:9 2:5 3:18,19 4:5 cause 1:7 2:8 3:16 CHAIR 2:3 3:2,9 4:14,20 5:3,9,16 Chairman 2:11 Chairperson 1:13	<b>E</b> effect 3:4 entering 4:22 entirety 4:13 establishment 3:19 4:3	<b>H</b> hearing 1:7,13 2:8 3:16 4:22 5:18 hearings 2:4 HECTOR 1:17	<b>O</b> offer 4:13,15,22 5:5 Okay 2:3 3:2,9,11 3:13 4:14 5:3,4,10 5:17 opposed 5:13 owner 2:18	<b>T</b> t/a 1:7 thank 3:13 thought 3:9 town 2:19 two 3:18
<b>F</b> fact 2:4 failure 4:11 favor 5:11 finding 2:4 fine 4:3,16 five 5:17 Fonseca 2:13,13	<b>I</b> Insurance 1:6 issues 2:9	<b>J</b> JAMES 1:17	<b>P</b> P-R-O-C-E-E-D-... 2:1 paid 4:16 5:6 part 4:9 parties 3:17 party's 4:13 passes 5:16 pay 4:3 penalty 4:5 period 4:4 Plaza 1:7 2:6 preliminary 2:9 3:15 PRESENT 1:15,20 presiding 1:14 propose 4:9,10 proposes 4:1	<b>U</b> understand 2:8 4:21
	<b>K</b> K-I-A 2:17 Kia 2:17 3:4	<b>L</b> L-E-H 2:17 law 3:22 length 3:18 letter 2:20 3:3,12 lettering 3:21 4:12 License 1:8 2:7 Licensee 2:14 Life 1:6 located 2:6	<b>Q</b> questions 5:4,10	<b>V</b> Vincent 2:14 3:6
	<b>M</b> ma'am 3:8,14 Madam 2:11 manager 2:16 3:4 3:20 4:7 March 3:3 Massachusetts 1:6 matter 1:5 3:1,15 5:19 MEETING 1:3			<b>W</b> wait 3:5 waives 4:21 Walton 2:15,22 3:6

3:8				
<b>Walter</b> 1:22 2:11				
<b>Washington</b> 1:13				
<b>window</b> 3:21 4:12				
<b>X</b>				
<b>Y</b>				
<b>Z</b>				
<b>zero</b> 5:17,17				
<b>0</b>				
<b>1</b>				
<b>1</b> 4:6,17 5:6				
<b>10:31</b> 2:2				
<b>10:35</b> 5:19				
<b>1001</b> 1:7 2:6				
<b>13-CMP-00343</b> 1:9				
2:5				
<b>14th</b> 1:7,13 2:6				
<b>2</b>				
<b>2</b> 1:11 3:20 4:1,11				
4:17 5:7				
<b>2000</b> 1:13				
<b>2012</b> 2:21				
<b>2014</b> 1:11				
<b>25161</b> 1:8 2:7				
<b>2F</b> 1:8 2:7				
<b>3</b>				
<b>30</b> 4:4,7,17 5:6				
<b>31st</b> 3:3				